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PTO/SB/21 (modified)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO
Rev. 10/95

U.S. Department of Commerce
Patent and Trademark Office

Application Number

08/941,402

Filing Date

September 30, 1997

First Named Inventor

William M. Gervasi

Group Art Unit Number

2782

Examiner Name

M. Mashaal

Total Number of Pages in This Submission

6*

Attorney Docket Number

2864

TRANSMITTAL FORM

(to be used for all correspondence during pendency of filed application)

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ENCLOSURES (check all that apply)

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| <input checked="" type="checkbox"/> Return Receipt Postcard | <input type="checkbox"/> Formal Drawing(s):
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| <input type="checkbox"/> Small Entity Statement | <input type="checkbox"/> After Allowance Communication to Group |
| <input checked="" type="checkbox"/> Information Disclosure Statement & PTO-1449
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| <input type="checkbox"/> Status Request | |
| <input type="checkbox"/> Revocation and Power of Attorney | |

REMARKS: * number of pages does not include cited references

SIGNATURE OF ATTORNEY OR AGENT

Signature:			
Attorney/Reg. No.:	Rajiv P. Patel, Reg. No. 39,327	Dated:	March 3, 1999

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:			
Typed or Printed Name:	Rajiv P. Patel	Dated:	March 3, 1999
Express Mail Mailing Number (optional):			

0002/PTO(modified)
Rev. 10/95

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OFFICE

FEE TRANSMITTAL

TOTAL AMOUNT OF PAYMENT

Subtotal (1) + Subtotal (2) + Subtotal (3) = **(\$0.00)**

Complete if Known

Application Number	08/941,402
Filing Date	September 30, 1997
First Named Inventor	William M. Gervasi
Group Art Unit	2782
Examiner Name	Mohamed Mashaal
Attorney Docket Number	2864

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METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																																																																																				
1. The Commissioner is hereby authorized to: <ul style="list-style-type: none"> <input type="checkbox"/> Charge the indicated fees to the below mentioned deposit account. <input checked="" type="checkbox"/> Charge any additional fee required under 37 CFR 1.16 and 1.17 or credit any over payments to the below mentioned deposit account. [†] <input type="checkbox"/> Charge the Issue Fee set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b) to the below mentioned deposit account. 		3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code/Fee</th> <th>Small Entity Fee Code/Fee</th> <th>Fee Description</th> <th>Fee Due</th> </tr> </thead> <tbody> <tr><td>105/\$130</td><td>205/\$65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127/\$50</td><td>227/\$25</td><td>Surcharge-late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>147/\$2,520</td><td>147/\$2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>115/\$110</td><td>215/\$55</td><td>Extension for response within first month[†]</td><td></td></tr> <tr><td>116/\$380</td><td>216/\$190</td><td>Extension for response within second month[†]</td><td></td></tr> <tr><td>117/\$870</td><td>217/\$435</td><td>Extension for response within third month[†]</td><td></td></tr> <tr><td>118/\$1,360</td><td>218/\$680</td><td>Extension for response within fourth month[†]</td><td></td></tr> <tr><td>128/\$1,850</td><td>228/\$925</td><td>Extension for response within fifth month[†]</td><td></td></tr> <tr><td>119/\$300</td><td>219/\$150</td><td>Notice of Appeal</td><td></td></tr> <tr><td>141/\$1,210</td><td>241/\$605</td><td>Petition to revive unintentionally abandoned application</td><td></td></tr> <tr><td>142/\$1,210</td><td>242/\$605</td><td>Utility Issue Fee (Or Reissue)</td><td></td></tr> <tr><td>143/\$430</td><td>243/\$215</td><td>Design Issue Fee</td><td></td></tr> <tr><td>122/\$130</td><td>122/\$130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123/\$50</td><td>123/\$50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>126/\$240</td><td>126/\$240</td><td>Submission of Information Disclosure Statement</td><td></td></tr> <tr><td>581/\$40</td><td>581/\$40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146/\$760</td><td>246/\$380</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>149/\$760</td><td>249/\$380</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr> <td colspan="4" style="text-align: center;">Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="4" style="text-align: center;">Other fee (specify):</td> <td></td> </tr> <tr> <td colspan="2"></td> <td colspan="3" style="text-align: right;">SUBTOTAL (3) (\$0.00)</td> </tr> <tr> <td colspan="2"> 2. 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SUBMITTED BY

Typed or Printed Name **Rajiv P. Patel**

Signature

Complete (if applicable)

Reg. Number **39,327**

Date **March 3, 1999**

[†] Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby

#6
3/31/99
LR

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

APPLICANT: William M. Gervasi
 SERIAL NO.: 08/941,402
 FILING DATE: September 30, 1997
 TITLE: System and Method for Self-Adjusting Strobe
 EXAMINER: M. Mashaal
 GROUP ART UNIT: 2782
 ATTY. DKT. NO.: 2864

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: March 3, 1999

By: Rajiv P. Patel

Rajiv P. Patel, Reg. No. 39,327

ASSISTANT COMMISSIONER FOR PATENTS
 WASHINGTON, DC. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO-1449 listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

- This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the

references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).

The Information Disclosure Statement submitted herewith is being filed:

- within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first official action on the merits, whichever event last occurred;
OR
 - after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either:
 - (1) a final action under 37 CFR §1.113; OR
 - (2) a notice of allowance under 37 CFR §1.311; AND
 - attached hereto is the fee of \$240, as set forth under 37 CFR §1.17(p), for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
 - Applicant certifies pursuant to 37 CFR § 1.97(e) that:
 - each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;
OR
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.
- OR
- before the payment of the issue fee but after the mailing date of the first to occur of either:
 - [1] a final action under 37 CFR § 1.113; OR
 - [2] a notice of allowance under 37 CFR § 1.311; AND

in accordance with the requirements of 37 CFR § 1.97(d):

- Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
 - each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND
- Applicant hereby respectfully petitions for the consideration of the accompanying Information Disclosure Statement under 37 CFR § 1.97(d)(2); AND
- Applicant submits the petition fee of \$130 as set forth in 37 CFR § 1.17(i).

Applicant submits that no fee is required for the consideration of the accompanying Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
WILLIAM M. GERVASI

Dated: March 3, 1999

By: Rajiv P. Patel
Rajiv P. Patel, Reg. No. 39,327
Fenwick & West LLP
Two Palo Alto Square
Palo Alto, CA 94306
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